

**UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF MICHIGAN**

UNITED STATES OF AMERICA

Plaintiff,

and

NATURAL RESOURCES DEFENSE
COUNCIL, INC. and SIERRA CLUB

Plaintiff-Intervenors,

V.

DTE ENERGY COMPANY and DETROIT
EDISON COMPANY

Defendants.

Case No. 2:10-cv-13101-BAF-RSW

Honorable Bernard A. Friedman

NOTICE OF APPEAL

Notice is hereby given that Plaintiff-Intervenor Sierra Club hereby appeals to the United States Court of Appeals for the Sixth Circuit from an Opinion and Order Granting Defendants' Motion for Summary Judgment, entered in this action on March 3, 2014 [docket entry 196] and certified as a partial final judgment pursuant to Rule 54(b), Fed. R. Civ. P., on August 5, 2014 [docket entry 220] and associated opinions and orders.

Respectfully submitted,

/s/ Shannon W. Fisk
Shannon W. Fisk
IL Bar No. 6269746
Mary M. Whittle
TX Bar No. 24033336
PA Bar No. 313316

Earthjustice
1617 John F. Kennedy Boulevard
Suite 1675
Philadelphia, PA 19103
Phone: (215) 717-4520
sfisk@earthjustice.org
mwhittle@earthjustice.org

/s/ Nicholas J. Schroeck
Nicholas J. Schroeck
MI Bar No. P70888
Great Lakes Environmental Law Center
440 Burroughs St. Box 70
Detroit, MI 48202
Phone: (313) 820-7797
nschroeck@wayne.edu

*Attorneys for Plaintiff-Intervenor
Sierra Club*

OF COUNSEL:

Laurie Williams
Associate Attorney
Sierra Club
50 F Street, NW, 7th Floor
Washington, DC 20001
Phone: (202) 548-4597
laurie.williams@sierraclub.org

CERTIFICATE OF SERVICE

I hereby certify that on October 3, 2014, I caused a copy of the foregoing Notice of Appearance to be electronically filed with the Clerk of the Court through the CM/ECF system, which will automatically send email notification and service of such filing to all counsel of record.

/s/ Shannon W. Fisk
Shannon W. Fisk (IL Bar No. 6269746)
Earthjustice
1617 John F. Kennedy Boulevard
Suite 1675
Philadelphia, PA 19103
Phone: (215) 717-4522
sfisk@earthjustice.org
Attorney for Plaintiff-Intervenor
Sierra Club